

115TH CONGRESS  
1ST SESSION

# H. R. 3591

To amend the Illegal Immigration Reform and Immigrant Responsibility Act of 1996 to permit States to determine State residency for higher education purposes and to authorize the cancellation of removal and adjustment of status of certain aliens who are United States residents and who entered the United States as children, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

JULY 28, 2017

Mr. GUTIÉRREZ (for himself, Ms. LOFGREN, Ms. ROYBAL-ALLARD, Ms. MICHELLE LUJAN GRISHAM of New Mexico, Ms. PELOSI, Mr. HOYER, Mr. CROWLEY, Ms. SÁNCHEZ, Mr. CONYERS, Mr. GRIJALVA, Ms. JUDY CHU of California, Mr. AGUILAR, Ms. BARRAGÁN, Mr. BEYER, Mr. BISHOP of Georgia, Mr. BLUMENAUER, Ms. BONAMICI, Mr. BROWN of Maryland, Ms. BROWNLEY of California, Mr. BUTTERFIELD, Mr. CAPUANO, Mr. CARBAJAL, Mr. CÁRDENAS, Mr. CARSON of Indiana, Ms. CASTOR of Florida, Mr. CASTRO of Texas, Mr. CICILLINE, Ms. CLARK of Massachusetts, Ms. CLARKE of New York, Mr. CLAY, Mr. COHEN, Mr. CORREA, Mr. COURTNEY, Mr. CRIST, Mr. CUMMINGS, Ms. DEGETTE, Ms. DELAURO, Ms. DELBENE, Mr. DEUTCH, Mr. DOGGETT, Mr. ELLISON, Ms. ESHOO, Mr. ESPAILLAT, Mr. EVANS, Mr. FOSTER, Ms. FRANKEL of Florida, Ms. FUDGE, Mr. GALLEGO, Mr. GOMEZ, Mr. GONZALEZ of Texas, Mr. AL GREEN of Texas, Mr. GENE GREEN of Texas, Ms. HANABUSA, Mr. HASTINGS, Ms. JACKSON LEE, Ms. JAYAPAL, Mr. COSTA, Mr. JOHNSON of Georgia, Ms. KAPTUR, Mr. KENNEDY, Mr. KHANNA, Mr. KIHUEN, Mr. LANGEVIN, Ms. LEE, Mr. LEWIS of Georgia, Mr. TED LIEU of California, Mr. LOWENTHAL, Mr. BEN RAY LUJÁN of New Mexico, Mr. SEAN PATRICK MALONEY of New York, Ms. MATSUI, Ms. MCCOLLUM, Mr. MCEACHIN, Mr. MCGOVERN, Mr. MCNERNEY, Mr. MEEKS, Ms. MENG, Ms. MOORE, Mr. NADLER, Mrs. NAPOLITANO, Ms. NORTON, Mr. PALLONE, Mr. PAYNE, Mr. PERLMUTTER, Ms. PINGREE, Mr. POCAN, Mr. POLIS, Mr. PRICE of North Carolina, Mr. QUIGLEY, Mr. RASKIN, Mr. RUIZ, Mr. RUPPERSBERGER, Mr. RUSH, Mr. SABLAN, Mr. SARBANES, Ms. SCHAKOWSKY, Mr. SCHRADER, Mr. SCOTT of Virginia, Mr. SERRANO, Ms. SHEA-PORTER, Mr. SHERMAN, Mr. SIRES, Mr. SMITH of Washington, Mr. SOTO, Mr. SWALWELL of California, Mr. THOMPSON of California, Ms. TITUS, Mr. TONKO, Mrs. TORRES, Mr. VARGAS, Mr. VEASEY, Mr. VELA, Ms. VELÁZQUEZ, Mrs. WATSON COLEMAN, Mr. WELCH, Ms. WILSON of Florida, Mr. YARMUTH, and Ms. BASS) intro-

duced the following bill; which was referred to the Committee on the Judiciary, and in addition to the Committee on Education and the Workforce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

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## A BILL

To amend the Illegal Immigration Reform and Immigrant Responsibility Act of 1996 to permit States to determine State residency for higher education purposes and to authorize the cancellation of removal and adjustment of status of certain aliens who are United States residents and who entered the United States as children, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
 2       *tives of the United States of America in Congress assembled,*

### 3   **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “American Hope Act  
 5   of 2017”.

### 6   **SEC. 2. DEFINITIONS.**

7       In this Act:

8               (1) **ELIGIBLE NONPROFIT ORGANIZATION.**—The  
 9       term “eligible nonprofit organization” shall mean a  
 10      nonprofit, tax-exempt organization, including a com-  
 11      munity, educational, faith-based or other immigrant-  
 12      serving organization, whose staff has demonstrated  
 13      qualifications, experience, or expertise in providing  
 14      quality services to immigrants, refugees, persons

1 granted asylum, or persons applying for such  
2 statuses.

3 (2) INSTITUTION OF HIGHER EDUCATION.—The  
4 term “institution of higher education” has the  
5 meaning given that term in section 101 of the High-  
6 er Education Act of 1965 (20 U.S.C. 1001), and  
7 any other educational institutions that the Secretary  
8 of Homeland Security or Secretary of Education  
9 may designate as such an institution of higher edu-  
10 cation for purposes of this Act.

11 (3) SECRETARY.—Except as otherwise specifi-  
12 cally provided, the term “Secretary” means the Sec-  
13 retary of Homeland Security.

14 **SEC. 3. RESTORATION OF STATE OPTION TO DETERMINE**  
15 **RESIDENCY FOR PURPOSES OF HIGHER EDU-**  
16 **CATION BENEFITS.**

17 (a) IN GENERAL.—Section 505 of the Illegal Immi-  
18 gration Reform and Immigrant Responsibility Act of 1996  
19 (8 U.S.C. 1623) is repealed.

20 (b) EFFECTIVE DATE.—The repeal under subsection  
21 (a) shall take effect as if included in the enactment of the  
22 Illegal Immigration Reform and Immigrant Responsibility  
23 Act of 1996 (division C of Public Law 104–208; 110 Stat.  
24 3009–546).

1 **SEC. 4. CANCELLATION OF REMOVAL AND ADJUSTMENT OF**  
2 **STATUS OF CERTAIN RESIDENTS WHO EN-**  
3 **TERED THE UNITED STATES AS CHILDREN.**

4 (a) SPECIAL RULE FOR CERTAIN RESIDENTS WHO  
5 ENTERED THE UNITED STATES AS CHILDREN.—

6 (1) IN GENERAL.—Notwithstanding any other  
7 provision of law and except as otherwise provided in  
8 this Act, the Secretary of Homeland Security shall  
9 cancel removal of, and adjust to the status of an  
10 alien lawfully admitted for permanent residence,  
11 subject to the conditional basis described in section  
12 5, an alien who is inadmissible or deportable from  
13 the United States, if the alien demonstrates that—

14 (A) the alien has been continuously present  
15 in the United States since December 31, 2016,  
16 and was younger than 18 years of age on the  
17 date the alien initially entered the United  
18 States; and

19 (B) the alien is not inadmissible under  
20 paragraph (2), (3), (8), (10)(A), (10)(C), or  
21 (10)(E) of section 212(a) of the Immigration  
22 and Nationality Act (8 U.S.C. 1182(a)).

23 (2) WAIVER.—Notwithstanding paragraph (1),  
24 the Secretary of Homeland Security may waive the  
25 application of section 212(a)(2) of the Immigration  
26 and Nationality Act where the ground of inadmis-

sibility pertains to an offense for which immigration status is an essential element, a misdemeanor offense (or its equivalent), or any other offense that is not a crime of violence, when such waiver serves humanitarian purposes or family unity or is otherwise in the public interest.

(3) PROCEDURES.—The Secretary of Homeland Security shall by rule establish a procedure allowing eligible individuals to apply for the relief available under this subsection without requiring placement in removal proceedings. Such procedure shall provide for the ability of a minor to apply for such relief, including through a legal guardian or counsel. An individual shall not be considered ineligible to apply for such relief because the individual is in removal proceedings or has previously been ordered removed.

(4) BACKGROUND CHECKS.—The Secretary of Homeland Security, in coordination with other departments and agencies as appropriate, shall conduct background checks on all aliens under this subsection.

(b) TERMINATION OF CONTINUOUS PERIOD.—For purposes of this section, any period of continuous presence in the United States of an alien who applies for cancellation of removal under this section shall not be considered

1 to have terminated when the alien is served a notice to  
2 appear under section 239(a) of the Immigration and Na-  
3 tionality Act (8 U.S.C. 1229(a)).

4 (c) TREATMENT OF CERTAIN BREAKS IN PRES-  
5 ENCE.—

6 (1) IN GENERAL.—An alien shall be considered  
7 to have failed to maintain continuous presence in the  
8 United States under subsection (a) if the alien has  
9 departed from the United States for any period in  
10 excess of 90 days or for any periods in the aggregate  
11 exceeding 180 days, unless such departure was au-  
12 thorized by the Secretary of Homeland Security.

13 (2) EXCEPTION.—An alien who departed from  
14 the United States after the date of enactment of this  
15 Act shall not be considered to have failed to main-  
16 tain continuous presence in the United States if the  
17 alien's absences from the United States are brief,  
18 casual, and innocent, whether or not such absences  
19 were authorized by the Secretary.

20 (3) EXTENSIONS FOR EXCEPTIONAL CIR-  
21 CUMSTANCES.—The Secretary of Homeland Security  
22 may extend the time periods described in paragraph  
23 (1) if the alien demonstrates that the failure to time-  
24 ly return to the United States was due to excep-  
25 tional circumstances. Exceptional circumstances suf-

1       ficient to justify an extension may include the seri-  
2       ous illness of the alien, or death or serious illness of  
3       a spouse, parent, grandparent, sibling, or child.

4       (d) EXEMPTION FROM NUMERICAL LIMITATIONS.—

5       Nothing in this section may be construed to apply a nu-  
6       merical limitation on the number of aliens who may be  
7       eligible for cancellation of removal or adjustment of status  
8       under this section.

9       (e) REGULATIONS.—

10       (1) PROPOSED REGULATIONS.—Not later than  
11       180 days after the date of enactment of this Act, the  
12       Secretary of Homeland Security shall publish pro-  
13       posed regulations implementing this section. Such  
14       regulations shall be effective immediately on an in-  
15       terim basis, but are subject to change and revision  
16       after public notice and opportunity for a period for  
17       public comment.

18       (2) INTERIM, FINAL REGULATIONS.—Within a  
19       reasonable time and no later than 180 days after  
20       publication of the interim regulations in accordance  
21       with paragraph (1), the Secretary of Homeland Se-  
22       curity shall publish final regulations implementing  
23       this section.

24       (f) ADMINISTRATIVE REVIEW.—Any alien receiving  
25       an adverse determination on the application for cancella-

tion of removal and conditional lawful permanent resident status under this section may request review of such determination by the Secretary of Homeland Security.

(g) REMOVAL OF ALIEN.—Notwithstanding any other provision of law, the Secretary of Homeland Security may not remove any alien who has a pending application for conditional permanent resident status, or is prima facie eligible for such status, under section 5 of this Act.

**SEC. 5. CONDITIONAL PERMANENT RESIDENT STATUS.**

(a) IN GENERAL.—

(1) CONDITIONAL BASIS FOR STATUS.—Notwithstanding any other provision of law, and except as provided in section 6, an alien whose status has been adjusted under section 4 to that of an alien lawfully admitted for permanent residence shall be considered to have obtained such status on a conditional basis subject to the provisions of this section. Such conditional permanent resident status shall be valid for a period of 8 years, subject to termination under subsection (b).

(2) NOTICE OF REQUIREMENTS.—

(A) AT TIME OF OBTAINING PERMANENT RESIDENCE.—At the time an alien obtains permanent resident status on a conditional basis under paragraph (1), the Secretary of Home-



land Security shall provide for notice to the alien regarding the provisions of this section and the requirements of subsection (c) to have the conditional basis of such status removed.

(B) EFFECT OF FAILURE TO PROVIDE NOTICE.—The failure of the Secretary of Homeland Security to provide a notice under this paragraph—

(i) shall not affect the enforcement of the provisions of this Act with respect to the alien; and

(ii) shall not give rise to any private right of action by the alien.

(b) TERMINATION OF STATUS.—

(1) IN GENERAL.—The Secretary of Homeland Security shall terminate the conditional permanent resident status of any alien who obtained such status under this Act, if the Secretary determines that the alien has since engaged in conduct that renders the alien deportable under section 237(a) of the Immigration and Nationality Act.

(2) RETURN TO PREVIOUS IMMIGRATION STATUS.—Any alien whose conditional permanent resident status is terminated under paragraph (1) shall revert to the immigration status the alien had imme-

1 diately prior to receiving conditional permanent resi-  
2 dent status under this Act.

3 (3) ADMINISTRATIVE REVIEW.—Any alien  
4 whose conditional permanent resident status is ter-  
5 minated under paragraph (1) may request review of  
6 such determination in a proceeding to remove the  
7 alien. In such proceeding, the burden of proof shall  
8 be on the Secretary of Homeland Security to estab-  
9 lish, by a preponderance of the evidence, that a con-  
10 dition described in paragraph (1) is met.

11 (c) REQUIREMENTS OF TIMELY PETITION FOR RE-  
12 MOVAL OF CONDITION.—

13 (1) IN GENERAL.—In order for the conditional  
14 basis of permanent resident status obtained by an  
15 alien under subsection (a) to be removed, the alien  
16 must file with the Secretary of Homeland Security,  
17 in accordance with paragraph (3) of this subsection,  
18 a petition which requests the removal of such condi-  
19 tional basis and which provides, under penalty of  
20 perjury, the facts and information so that the Sec-  
21 retary may make the determination described in  
22 paragraph (2)(A) of this subsection.

23 (2) ADJUDICATION OF PETITION TO REMOVE  
24 CONDITION.—

1 (A) IN GENERAL.—If a petition is filed for  
2 an alien in accordance with paragraph (1) of  
3 this subsection, the Secretary of Homeland Se-  
4 curity shall make a determination as to whether  
5 the alien meets the requirements set out in sub-  
6 paragraphs (A) through (C) of subsection  
7 (d)(1).

8 (B) REMOVAL OF CONDITIONAL BASIS IF  
9 FAVORABLE DETERMINATION.—If the Secretary  
10 determines that the alien meets such require-  
11 ments, the Secretary shall notify the alien of  
12 such determination and immediately remove the  
13 conditional basis of the status of the alien.

14 (C) TERMINATION IF ADVERSE DETER-  
15 MINATION.—If the Secretary determines that  
16 the alien does not meet such requirements, the  
17 Secretary shall notify the alien of such deter-  
18 mination and terminate the conditional perma-  
19 nent resident status of the alien.

20 (D) ADMINISTRATIVE REVIEW.—An alien  
21 whose conditional permanent resident status is  
22 terminated under subparagraph (C) may re-  
23 quest review of such determination in a pro-  
24 ceeding to remove the alien. In such proceeding,  
25 the burden of proof shall be on the Secretary of

1 Homeland Security to establish, by a prepon-  
2 derance of the evidence, that the alien has not  
3 met the requirements of subparagraph (A).

4 (3) TIME TO FILE PETITION.—Except as pro-  
5 vided in subsection (d)(3), an alien may petition to  
6 remove the conditional basis to lawful resident sta-  
7 tus beginning six months before the date on which  
8 the alien is expected to satisfy the requirement of  
9 subsection (d)(1)(C). The alien shall be deemed in  
10 conditional permanent resident status in the United  
11 States during the period in which the petition is  
12 pending.

13 (d) DETAILS OF PETITION.—

14 (1) CONTENTS OF PETITION.—Each petition  
15 for an alien under subsection (c)(1) shall contain in-  
16 formation to permit the Secretary of Homeland Se-  
17 curity to determine whether each of the following re-  
18 quirements is met:

19 (A) The alien has complied with section  
20 4(a)(1)(B) throughout the period of conditional  
21 permanent resident status.

22 (B) The alien has not abandoned the  
23 alien's residence in the United States. The Sec-  
24 retary shall presume that the alien has aban-  
25 doned such residence if the alien is absent from

1 the United States for more than 365 days, in  
2 the aggregate, during the period of conditional  
3 residence, unless the alien demonstrates that  
4 alien has not abandoned the alien's residence.  
5 An alien who is absent from the United States  
6 due to active service in the uniformed services  
7 has not abandoned the alien's residence in the  
8 United States during the period of such service.

9 (C) The alien has maintained the condi-  
10 tional permanent resident status for at least 3  
11 years.

12 (2) SPECIAL RULE FOR DACA RECIPIENTS.—

13 Any period of time in which the alien was granted  
14 deferred action pursuant to the Deferred Action for  
15 Childhood Arrivals policy established in the June 15,  
16 2012, memorandum from the Secretary of Home-  
17 land Security, titled Exercising Prosecutorial Discre-  
18 tion with Respect to Individuals Who Came to the  
19 United States as Children, shall count toward the 3-  
20 year period described in paragraph (1)(C).

21 (e) TREATMENT OF PERIOD FOR PURPOSES OF NAT-  
22 URALIZATION.—For purposes of title III of the Immigra-  
23 tion and Nationality Act (8 U.S.C. 1401 et seq.), in the  
24 case of an alien who is in the United States as a lawful  
25 permanent resident on a conditional basis under this sec-

1 tion, the alien shall be considered to have been admitted  
2 as an alien lawfully admitted for permanent residence and  
3 to be present in the United States as an alien lawfully  
4 admitted to the United States for permanent residence.  
5 The alien may not apply for naturalization until the condi-  
6 tional basis for permanent residency has been removed,  
7 except for naturalization pursuant to sections 328 and 329  
8 of the Immigration and Nationality Act (8 U.S.C. 1439  
9 and 1440).

10 (f) RENEWED BACKGROUND CHECKS.—The Sec-  
11 retary of Homeland Security, in coordination with other  
12 departments and agencies as appropriate, shall conduct  
13 new background checks on all aliens filing petitions under  
14 this subsection.

15 **SEC. 6. EXCLUSIVE JURISDICTION.**

16 The Secretary of Homeland Security shall have exclu-  
17 sive jurisdiction to determine eligibility for relief under  
18 this Act, except where the alien has been placed into de-  
19 portation, exclusion, or removal proceedings either prior  
20 to or after filing an application for relief under this Act,  
21 in which case the Attorney General shall have exclusive  
22 jurisdiction and shall assume all the powers and duties  
23 of the Secretary until proceedings are terminated, or if  
24 a final order of deportation, exclusion, or removal is en-

1 tered the Secretary shall resume all powers and duties del-  
2 egated to the Secretary under this Act.

3 **SEC. 7. CONFIDENTIALITY OF INFORMATION.**

4 (a) PROHIBITION.—Except as provided in subsection  
5 (b), no officer or employee of the United States may—

6 (1) use the information furnished by the alien  
7 pursuant to an application filed under this Act to  
8 initiate removal proceedings against any person  
9 identified in the application;

10 (2) make any publication whereby the informa-  
11 tion furnished by any particular individual pursuant  
12 to an application under this Act can be identified; or

13 (3) permit anyone other than an officer or em-  
14 ployee of the United States Government or, in the  
15 case of applications filed under this Act with a des-  
16 ignated entity, that designated entity, to examine  
17 applications filed under this Act.

18 (b) REQUIRED DISCLOSURE.—The Attorney General  
19 or the Secretary of Homeland Security shall provide the  
20 information furnished under this section, and any other  
21 information derived from such furnished information, to—

22 (1) a duly recognized law enforcement entity in  
23 connection with an investigation or prosecution of an  
24 offense described in paragraph (2) or (3) of section  
25 212(a) of the Immigration and Nationality Act (8

1 U.S.C. 1182(a)), when such information is requested  
2 in writing by such entity; or

3 (2) an official coroner for purposes of affirma-  
4 tively identifying a deceased individual (whether or  
5 not such individual is deceased as a result of a  
6 crime).

7 (c) PENALTY.—Whoever knowingly uses, publishes,  
8 or permits information to be examined in violation of this  
9 section shall be fined not more than \$50,000.

10 **SEC. 8. GRANT PROGRAM TO ASSIST ELIGIBLE APPLI-**  
11 **CANTS.**

12 (a) ESTABLISHMENT.—The Secretary may establish,  
13 within U.S. Citizenship and Immigration Services, a pro-  
14 gram to award grants, on a competitive basis, to eligible  
15 nonprofit organizations that will use the funding to assist  
16 eligible applicants under this Act by providing them with  
17 the services described in subsection (b).

18 (b) USE OF FUNDS.—Grant funds awarded under  
19 this section may be used for the design and implementa-  
20 tion of programs that provide—

21 (1) information to the public regarding the eli-  
22 gibility and benefits of conditional lawful permanent  
23 residence authorized under this Act, particularly to  
24 individuals potentially eligible for such status;



1           (2) assistance, within the scope of authorized  
2           practice of immigration law, to individuals submit-  
3           ting applications for conditional lawful permanent  
4           residence, including—

5                   (A) screening prospective applicants to as-  
6                   sess their eligibility for such status;

7                   (B) completing applications and petitions,  
8                   including providing assistance in obtaining the  
9                   requisite documents and supporting evidence;

10                  (C) applying for any waivers for which ap-  
11                  plicants and qualifying family members may be  
12                  eligible; and

13                  (D) providing any other assistance that the  
14                  Secretary or grantee considers useful or nec-  
15                  essary to apply for conditional lawful perma-  
16                  nent residence; and

17           (3) assistance, within the scope of authorized  
18           practice of immigration law, and instruction, to indi-  
19           viduals—

20                   (A) on the rights and responsibilities of  
21                   United States citizenship;

22                   (B) in civics and English as a second lan-  
23                   guage;

24                   (C) in preparation for the General Edu-  
25                   cation Development exam; and

1 (D) in applying for adjustment of status  
2 and United States citizenship.

3 (c) AUTHORIZATION OF APPROPRIATIONS.—

4 (1) AMOUNTS AUTHORIZED.—There are author-  
5 ized to be appropriated such sums as may be nec-  
6 essary for each of the fiscal years 2017 through  
7 2027 to carry out this section.

8 (2) AVAILABILITY.—Any amounts appropriated  
9 pursuant to paragraph (1) shall remain available  
10 until expended.

11 **SEC. 9. PRESIDENTIAL AWARD FOR BUSINESS LEADERSHIP**  
12 **IN PROMOTING AMERICAN CITIZENSHIP.**

13 (a) ESTABLISHMENT.—There is established the Pres-  
14 idential Award for Business Leadership in Promoting  
15 American Citizenship, which shall be awarded to compa-  
16 nies and other organizations that make extraordinary ef-  
17 forts in assisting their employees and members to learn  
18 English, attain General Education Development prepara-  
19 tion and certification, and increase their understanding of  
20 American history and civics.

21 (b) SELECTION AND PRESENTATION OF AWARD.—

22 (1) SELECTION.—The President, upon rec-  
23 ommendations from the Secretary, the Secretary of  
24 Labor, and the Secretary of Education, shall periodi-  
25 cally award the Citizenship Education Award to

1 large and small companies and other organizations  
2 described in subsection (a).

3 (2) PRESENTATION.—The presentation of the  
4 award shall be made by the President, or designee  
5 of the President, in conjunction with an appropriate  
6 ceremony.

7 **SEC. 10. ENGLISH LEARNING PROGRAM.**

8 (a) IN GENERAL.—The Secretary of Education shall  
9 develop an open source electronic program that is useable  
10 on personal computers and through the Internet, which—

11 (1) provides instruction on the English lan-  
12 guage (including instruction on how to pass the Test  
13 of English as a Foreign Language) to individuals  
14 whose primary language is a language other than  
15 English and who are at various levels of proficiency  
16 with respect to the English language, including indi-  
17 viduals with the ability to pass the Test of English  
18 as a Foreign Language;

19 (2) is available to the public for free, including  
20 on the website of the Department of Education;

21 (3) is readily accessible to public libraries  
22 throughout the United States; and

23 (4) is fully accessible, at a minimum, to speak-  
24 ers of the top 6 foreign languages spoken by immi-  
25 grants to the United States.

1 (b) AUTHORIZATION OF APPROPRIATIONS.—There is  
2 authorized to be appropriated to the Secretary of Edu-  
3 cation such sums as are necessary to carry out the pur-  
4 poses of this section.

5 **SEC. 11. HIGHER EDUCATION ASSISTANCE.**

6 (a) IN GENERAL.—Notwithstanding subsections  
7 (a)(5) and (g) of section 484 of the Higher Education Act  
8 of 1965 (20 U.S.C. 1091) or any other provision of the  
9 Higher Education Act of 1965 (20 U.S.C. 1001 et seq.),  
10 and subject to subsection (b) of this section, an alien who  
11 adjusts status to that of a conditional lawful permanent  
12 resident under this Act may be eligible only for the fol-  
13 lowing assistance under title IV of such Act (20 U.S.C.  
14 1070 et seq.):

15 (1) Federal grants under part A (20 U.S.C.  
16 1070 et seq.).

17 (2) Federal work-study programs under part C  
18 (42 U.S.C. 2751 et seq.).

19 (3) Federal student loans under parts D and E  
20 (20 U.S.C. 1087a et seq.).

21 (4) Services not otherwise covered under para-  
22 graphs (1) through (3).

23 (5) Need analysis and refunds calculated under  
24 parts F and G (20 U.S.C. 1087kk et seq.; 1088 et  
25 seq.).

1       (b) OTHER REQUIREMENTS.—An individual de-  
2 scribed in subsection (a) may only receive the assistance  
3 described in subsection (a) for which such individual would  
4 be otherwise eligible (but for such individual’s immigration  
5 status).

6 **SEC. 12. GAO REPORT.**

7       Not later than 7 years after the date of enactment  
8 of this Act, the Comptroller General of the United States  
9 shall submit a report to the Committee on the Judiciary  
10 of the Senate and the Committee on the Judiciary of the  
11 House of Representatives setting forth—

12           (1) the number of aliens who were eligible for  
13       cancellation of removal and adjustment of status  
14       under this Act;

15           (2) the number of aliens who applied for adjust-  
16       ment of status under this Act;

17           (3) the number of aliens who were granted ad-  
18       justment of status under this Act; and

19           (4) the number of aliens whose conditional per-  
20       manent resident status was removed under this Act.

○